



VIA: USPS Certified Mail  
Shipping Event: 1st

December 29, 2011

Carlisle Johnson  
348 Narron Road  
Shelbyville, TN 37160

## **WARNING LETTER**

Re: Reference number NC10017-AC

Dear Sir or Madam:

### **Why You Are Receiving This Letter**

We believe that you violated the Horse Protection Act (15 U.S.C. § 1821 et seq.) (HPA), as described in the attached Official Warning. Our agency, the Animal and Plant Health Inspection Service (APHIS), is responsible for enforcing the HPA, and other agriculture laws, to protect American agriculture from plant pests and animal diseases, and to ensure the welfare of animals.

We may, after providing you with opportunity for a hearing, impose civil penalties of up to \$2,200 for each violation, or other sanctions for the violations described in the Official Warning. Though we usually pursue penalties for the types of violations described in the Official Warning, we have decided not to pursue penalties for these violations so long as you comply, in the future, with laws that APHIS enforces involving animal and plant health.

### **Consequences of Continuing Non-Compliance**

If you violate laws that APHIS enforces in the future, we may pursue criminal penalties, or may pursue civil penalties for the violations described in the attached Official Warning, in addition to any penalties we may pursue for any future violations.

### **What To Do If You Have Questions**

If you have any questions concerning this letter, contact Jennifer Jones at (301) 734-0890 or call our main office number at (301) 734-8684.

UNITED STATES DEPARTMENT OF AGRICULTURE  
ANIMAL AND PLANT HEALTH INSPECTION SERVICE



CASE NUMBER:  
NC10017-AC

VIOLATOR:  
Carlisle Johnson

ADDRESS (Street, City, State, ZIP Code):  
348 Narron Road  
Shelbyville, TN 37160

The Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal Regulations:

**Date of Violation: August 27, 2009**

**15 U.S.C. § 1824(2)** Unlawful Acts. The (A) showing or exhibiting, in any horse show or horse exhibition, of any horse which is sore, (B) entering for the purpose of showing or exhibiting in any horse show or horse exhibition, any horse which is sore, (C) selling, auctioning, or offering for sale, in any horse sale or auction, any horse which is sore, and (D) allowing any activity described in clause (A), (B), or (C) respecting a horse which is sore by the owner of such horse.

You allowed the sore horse, "Shock It To Me," to be entered for the purpose of showing or exhibiting, in the 71st Annual Tennessee Walking Horse National Celebration.

**Date of Violation: August 27, 2009**

**9 C.F.R. § 11.3** Scar rule. The scar rule applies to all horses born on or after October 1, 1975. Horses subject to this rule that do not meet the . . . scar rule criteria shall be considered to be "sore" and are subject to all prohibitions of section 5 of the Act.

You allowed the sore horse, "Shock It To Me," to be entered for the purpose of showing or exhibiting, in the 71st Annual Tennessee Walking Horse National Celebration.

These federal requirements were created to help prevent the spread of animal and plant pests and diseases, or to ensure the welfare of animals. Since violations of the regulations can have serious and costly impacts detrimental to the public interest, you are warned of this violation. Any further violation of these federal requirements may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the APHIS officials listed in this notice.

APHIS OFFICIAL (Name)  
Sarah L. Conant

OFFICE ADDRESS:  
4700 River Road, Unit 85  
Riverdale, MD 20737

APHIS OFFICIAL (Title)  
Supervisor, Animal Health and Welfare Enforcement  
Branch

DATE ISSUED:  
December 29, 2011      TELEPHONE NUMBER:  
(301) 734-8684



**United States Department of Agriculture  
Animal and Plant Health Inspection Service  
Investigative and Enforcement Services**

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Branch Chief: Sarah L. Conant

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and Area Managers:

- W. Harris, IES, ER
- T. Fordahl, IES WR
- E. Nickerson, IES WR
- J. Rood, IES ER
- S. Santiago, IES ER
- H. Jordan, IES ER
- W. Reinburg, IES ER
- W. Swartz, IES ER
- J. Freeman, IES WR
- K. Kraubner-Lucas, IES WR
- M. McCann, IES WR
- E. Kelpis, IES WR
- L. Carson, IES WR

CC to Others:  
B. Newman, IES WR  
R. Cezar, AC HQ  
C. Jones, AC HQ

DCB Compliance Assistant: Ember Smootz

Production Notes:

T02A Warning Letter (9-11)

Carlisle Johnson  
348 Narron Road  
Shelbyville, TN 37160